



Application No.: 10/566,883

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Docket No.: 64788(70820)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Shogo Marui et al.

Application No.: 10/566,883

Filed: February 1, 2006

For: BENZOXAZEPINE COMPOUND

Confirmation No.: 9965

Art Unit: N/A

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371**  
**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements, Filing Date Granted mailed March 21, 2008, Applicant respectfully submits a Combined Declaration and Power of Attorney, a Supplemental Application Data Sheet, a Preliminary Amendment, and Part 2 Copy of Notice.

Please charge our Deposit Account No. 04-1105 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.16(f). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 64788(70820). A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: May 15, 2008

By 

Dwight D. Kim, Ph.D.

Registration No.: 57,665

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UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/566,883	FIRST NAMED APPLICANT Shogo MARUI	ATTY. DOCKET NO. 64788(70820)
21874 EDWARDS ANGELL PALMER & DODGE LLP P.O. BOX 55874 BOSTON, MA 02205		
INTERNATIONAL APPLICATION NO. PCT/JP04/11293		
I.A. FILING DATE 07/30/2004		PRIORITY DATE 08/01/2003

CONFIRMATION NO. 9965  
371 FORMALITIES LETTER



Date Mailed: 03/21/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Priority Document
- Copy of the International Application filed on 02/01/2006
- English Translation of the IA filed on 02/01/2006
- Copy of the International Search Report filed on 02/01/2006
- Information Disclosure Statements filed on 06/22/2006
- U.S. Basic National Fees filed on 02/01/2006
- Priority Documents filed on 02/01/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

FRANCINE YOUNG

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Attorney Docket No.: 64788(70820)

# Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EM 005393065 US in an envelope addressed to:

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Shayla N. Bernstein  
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**Note:** Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Fee Transmittal (1 page)  
Supplemental Application Data Sheet (4 pages)  
Combined Declaration and Power of Attorney (4 pages)  
Assignment (2 pages)  
Recordation Cover Sheet (2 pages)  
Preliminary Amendment (14 pages)  
Part 2 Copy of Notice (2 pages)  
Response to Notification of Missing Requirements (2 pages)  
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Charge \$130.00 to deposit account 04-1105